

**BOROUGH OF MIDDLESEX  
REGULAR MEETING MINUTES  
OCTOBER 14, 2014**

**MAYOR'S STATEMENT:** Under the provisions of N.J.S.A. 10:4-6 et seq., notice of the time and place of this meeting was given by way of the Revised Annual Meeting Notice of December 31, 2013 and was forwarded to the Star Ledger, Courier News and Home News, and posted at Borough Hall.

**SALUTE TO THE FLAG**

**ROLL CALL**

Mayor	Ronald Dobies
Council President	Sean Kaplan
	Kevin Dotey
	Stephen Greco
	Patricia Jenkins
	Bob Schueler
	Michele Tackach
Attorney:	Jeremy Solomon
	Albert Cruz

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**PROCLAMATIONS-NONE**

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**APPOINTMENTS**

Councilman Schueler moved the resignation of Nancy Purcell-Holmes from the Board of Health seconded by Councilman Greco and carried by a unanimous vote of Council.

Council President Kaplan moved the appointment of Barbara Benson from the Board of Health for a term expiring December 31, 2104 seconded by Councilman Schueler and carried by a unanimous vote of Council. Mayor Dobies administered the Oath of Office to Barbara Benson.

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**PRESENTATIONS - NONE**

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**PUBLIC HEARING**

The Borough Clerk read Ordinance No. 1859-14 by title saying it had been posted on the bulletin board and made available for any person who wanted a copy.

**ORDINANCE NO. 1859-14**

**AN ORDINANCE OF THE BOROUGH OF MIDDLESEX, IN THE COUNTY OF MIDDLESEX,  
RESCINDING ORDINANCE NO. 1851-14 AND AMENDING THE CODE OF THE BOROUGH  
OF MIDDLESEX, CHAPTER 248, LAND DEVELOPMENT, SECTION 248-10, FILING FEES**

**BE IT ORDAINED**, by the Mayor and Council of the Borough of Middlesex, County of Middlesex, State of New Jersey, that:

**SECTION 1.** Section 248-10 is hereby amended and Escrow Amounts replaced as follows:

An application to the Planning Board or Zoning Board of Adjustment for any application for development as defined herein shall be accompanied by a filing fee which shall be used to defray the administrative cost of processing the application as follows:

<b>Type of Application</b>	<b>Escrow Amount</b>
Minor Subdivision - Lot Line Adjustment	\$1,000.00
Minor Subdivision	\$3,000.00
Major Subdivision	\$2,000.00 + \$100.00 per lot
Final Major Subdivision	50% of preliminary escrow
Variance with Subdivision	\$3,000.00
Minor Site Plan	\$2,000.00
Major Site Plan	\$3,000.00
Variance with Site Plan	\$3,000.00
Interpretation Application (40:55D-68 & 40:55D-70a, b)	\$ 300.00
Variance Application to Board of Adjustment	\$1,000.00
Special Meetings/Appeals	N/A
Variance Application - Residential Accessory Building	\$ 250.00
Site Plan Review & Requirements for New Jersey Department of Environmental Protection Permits or County Environmental Protection Permits	\$2,000.00 + \$100.00 per lot

**SECTION 2.** The provisions of this Ordinance shall be severable. In the event that any portion of this Ordinance is found to be invalid for any reason by any court of competent jurisdiction, such judgment shall be limited in its effect only to that portion of the Ordinance actually adjudged invalid and shall not be deemed to effect the operation of any other portion thereof, which shall remain in full force and effect.

**SECTION 4.** All other Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

**SECTION 5.** The Clerk shall cause a copy of the final form of ordinance as adopted by the Council to be filed with the Middlesex County Planning Board pursuant to N.J.S.A. 40:55D-16.

**SECTION 6.** This Ordinance shall take effect immediately upon (1) adoption; (2) publication in accordance with the laws of the State of New Jersey; and (3) filing of the final form of adopted ordinance by the Clerk with the Middlesex County Planning Board pursuant to N.J.S.A. 40:55D-16.

Mayor Dobies opened the Public Hearing on Ordinance No. 1859-14. Seeing that there was no public participation, Mayor Dobies closed the public hearing on Ordinance No. 1859-14.

Councilman Dotey made a motion for adoption seconded by Councilman Schueler and carried by the following roll call vote: Ayes: Greco, Dotey, Jenkins, Kaplan, Schueler and Tackach. Nos.: None. Abstain: None.

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The Borough Clerk read Ordinance No. 1860-14 by title saying it had been posted on the bulletin board and made available for any person who wanted a copy.

## **ORDINANCE NO. 1860-14**

### **AN ORDINANCE AUTHORIZING A TAX AGREEMENT BETWEEN THE BOROUGH OF MIDDLESEX AND 150 LINCOLN BOULEVARD URBAN RENEWAL, LLC, FOR PROPERTY LOCATED AT LOT 1.01 IN BLOCK 348**

**WHEREAS**, Lot 1.01, Block 348 in the Borough of Middlesex has been designated an Area in Need of Redevelopment under N.J.S.A. 40A:12-5 et seq.; and

**WHEREAS**, a predecessor to 150 Lincoln Boulevard Urban Renewal, LLC (“150 Lincoln”) obtained preliminary and final site plan approval from the Borough of Middlesex Planning Board to construct 146 market rate residential rental units; and

**WHEREAS**, in connection with said site plan approval, the predecessor to 150 Lincoln agreed to pay the sum of \$100,000.00 to the Borough of Middlesex in lieu of constructing affordable housing units; and

**WHEREAS**, 150 Lincoln has applied to the Borough Council of the Borough of Middlesex (the "Borough") for tax exemption and abatement for improvements to be made to Lot 1.01, Block 348, pursuant to the New Jersey Long-Term Tax Exemption Law, N.J.S.A. 40A:20-1 et seq.; and

**WHEREAS**, the Borough Council has reviewed the application of 150 Lincoln for tax exemption and abatement for new construction of residential housing units on Lot 1.01, Block 348, which application conforms to the requirements set forth in N.J.S.A. 40A:20-8; and

**WHEREAS**, the Borough Council has determined that it would be in the best interests of the residents of the Borough to enter into a tax agreement with 150 Lincoln pursuant to N.J.S.A. 40A:20-9, to provide for a tax exemption and abatement of local real property taxes relating to the new construction of residential structures on Lot 101, Block 348;

**NOW, THEREFORE, BE IT ORDAINED** by the Borough Council of the Borough of Middlesex, in the County of Middlesex and State of New Jersey, as follows:

1. The Borough Council hereby accepts the application of 150 Lincoln for tax exemption and abatement.

2. The Borough Council is hereby authorized to negotiate and enter into a tax agreement on Lot 1.01, Block 348, setting forth the terms by which 150 Lincoln shall pay to the Borough an annual amount in lieu of full property tax payments as authorized by N.J.S.A. 40A:20-10.

3. The tax agreement to be negotiated shall include the agreement of 150 Lincoln to pay the sum of \$100,000.00 in lieu of constructing affordable units.

4. The tax agreement to be executed by 150 Lincoln and the Borough shall be approved by Resolution of the Borough Council.

5. In the event that any provision of this Ordinance or the application thereof to any person or circumstance is declared invalid by a court of competent jurisdiction, such declaration of invalidity shall not affect any other provision or application of this Ordinance which may be given effect and, to realize this intent, the provisions and applications of this Ordinance are declared to be severable.

Mayor Dobies opened the Public Hearing on Ordinance No. 1860-14.

John Hoffman, 455 Lincoln Boulevard wants to know why this is in the best interest of the residents to enter into a tax agreement with 150 Lincoln Boulevard and what are the tax

exemption and abatement of local real property taxes relating to the new construction of residential structures.

Mayor Dobies indicated that this provides \$100,000 in lieu of construction of affordable housing and the borough will be receiving more funds and the county will receive less. Attorney Cruz mentioned that one provision of the pilot agreement indicates that an annual audit will be performed and the 12% payment will be made annually on the revenue the developer receives.

Attorney Cruz indicated that this is the same ordinance brought before us at the last meeting, but because of publication another public hearing needed to be held. This authorizes payment in lieu of taxes which is beneficial to the developer because he pays a lesser amount of taxes, but the municipality gets a higher percentage, which increases the borough revenues.

Seeing that there was no further public participation, Mayor Dobies closed the public hearing on Ordinance No. 1860-14.

Councilman Schueler made a motion for adoption seconded by Councilwoman Jenkins and carried by the following roll call vote: Ayes: Greco, Dotey, Jenkins, Kaplan, Schueler and Tackach. Nos.: None. Abstain: None.

Attorney Cruz requested that Resolution #239-14 & Resolution #253-14 be removed from the consent agenda which authorizes the execution of the Payment in Lieu of Taxes Agreement and the areas in need of non-condemnation redevelopment. Councilman Schueler made a motion to remove Resolution #239-14 & Resolution #253-14 from the Consent Agenda seconded by Councilwoman Jenkins and carried by a unanimous vote of Council.

At the recommendation of Attorney Cruz, Mayor Dobies opened up the meeting to discussion on Resolution #239-14. Seeing no public comment, Mayor Dobies closed the public portion on Resolution #239-14.

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The Borough Clerk read the following resolution:

**BE IT RESOLVED** by the Mayor and Council of the Borough of Middlesex that:

**Resolution #239-14**

**WHEREAS**, On September 23, 2014, the Council of the Borough of Middlesex adopted Ordinance No. 1860-14 AN ORDINANCE AUTHORIZING A TAX AGREEMENT BETWEEN THE BOROUGH OF MIDDLESEX AND 150 LINCOLN BOULEVARD URBAN RENEWAL, LLC, FOR PROPERTY LOCATED AT LOT 1.01 IN BLOCK 348; and

**WHEREAS**, on or about July 24, 2014, that the developer 150 Lincoln Boulevard Urban Renewal, LLC filed a letter application for a PILOT; and

**WHEREAS**, the developer 150 Lincoln Boulevard Urban Renewal, LLC negotiated a PILOT Agreement in the form attached.

**NOW THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of Middlesex, County of Middlesex, State of New Jersey that the Mayor and Borough Clerk are here authorized to sign the PILOT Agreement.

**NOW FURTHER BE IT RESOLVED** that the Borough Clerk is directed and authorized to send Ordinance No. 1860-14, Letter Application, and PILOT Agreement to the Department of Community Affairs for review and filing.

Councilman Schueler made a motion for adoption of Resolution #239-14 seconded by Councilman Dotey and carried by the following roll call vote: Ayes: Dotey, Greco, Jenkins, Kaplan, Schueler, and Tackach. Nos: None. Abstain: None.

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At the recommendation of Attorney Cruz, Mayor Dobies opened up the meeting to discussion on Resolution #253-14.

John Ellery, 701 Lincoln Boulevard questioned if Phase II will be adopted with the same rules as Phase I, which was already adopted. Also, he was concerned if eminent domain is in this plan and if the plan could be ever changed to include eminent domain.

Attorney Cruz indicated that what is occurring is that the property is designated as a property in need of redevelopment based on the redevelopment criteria. The next step is to determine what kind of zoning ordinance will be adopted. Today eminent domain is not included in this plan, but another council could change this, but they would have to justify this and follow a process to move to eminent domain.

Jack Mikoloczky, 701 Beechwood Avenue requested that a lot of residents are confused and recommended that the resolution be tabled.

John Madden, 103 Rock Lane questioned if there are any tax liens on the non-condemnation properties and who made the decision to go from rehabilitation to redevelopment.

Attorney Cruz indicated that foreclosure and condemnation are two different procedures. Mayor Dobies stated that going from rehabilitation to redevelopment allows the borough to help developers in the pilot programs, and at least two more pilot programs should be coming into the borough.

Councilman Schueler mentioned that there was a presentation and discussion of Phase II at the Planning Board Meeting. The Planning Board has recommended that the Council move forward with the resolution, so that we can move forward with the redevelopment plan.

Seeing no further public comment, Mayor Dobies closed the public portion on Resolution #253-14.

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The Borough Clerk read the following resolution:

**BE IT RESOLVED** by the Mayor and Council of the Borough of Middlesex that:

**Resolution #253-14**

**BOROUGH OF MIDDLESEX  
MIDDLESEX COUNTY, NEW JERSEY**

**RESOLUTION OF THE COUNCIL OF THE BOROUGH OF MIDDLESEX DESIGNATING THAT THE PROPERTIES IDENTIFIED AS BLOCK 285, LOTS 1, 5, 33, 34, 35, 37 AND 39; BLOCK 286, LOT 1; BLOCK 287, LOTS 1.01, 2.01 AND 57; BLOCK 289, LOTS 1 and 60; BLOCK 291, LOTS 2, 3.01, 5 AND 60; BLOCK 295, LOTS 31, 34, 37, 41, 43, 44, 47, 51, 55 AND 61.01; BLOCK 313, LOTS 1, 4.01, 8, 10, 23, 27 AND 27.01; BLOCK 314, LOTS 1, 3, 5, 9, 11, 14.01, 18, 20, 23, 25, 27, 29, 29.01, 31 and 63; BLOCK 315, LOT 1; BLOCK 316, LOTS 1, 2, 6, 9.01 AND 10; BLOCK 317, LOTS 3, 7 and 14.01; BLOCK 318, LOTS 1, 1.01, 4.01, 7, 10, 11, 13, 16, 19, 38.01, 43, 44, 48 and 50; BLOCK 319, LOTS 1, 6, 13, 14, 18, 19, 23, 24, 26, 28, 30, 36, 37, 38, 39, 45 AND 47; BLOCK 333.02, LOTS 7 and 8; BLOCK 339, LOTS 1, 7.01, 7.02, 13.01 AND 13.02; BLOCK 343, LOTS 14, 14.01 AND 15; AND BLOCK 371.01, LOT 5.01, BE DESIGNATED AS AN AREA IN NEED OF NON-CONDEMNATION REDEVELOPMENT.**

**WHEREAS**, the New Jersey Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the "Redevelopment Law") authorizes municipalities to determine whether certain parcels of land located within the municipality constitute areas in need of non-condemnation redevelopment; and

**WHEREAS**, to determine whether the Lincoln Boulevard - Phase 2 Area constitutes an area in need of redevelopment, the Borough Council (the "Council") of the Borough of Middlesex (the "Borough"), by way of Resolution Nos. 324-13 and 96-14, authorized and directed the Borough of Middlesex Planning Board (the "Planning Board") to conduct a preliminary investigation pursuant to the Redevelopment Law to determine whether the property identified as Block 285, Lots 1, 5, 33, 34, 35, 37 and 39; Block 286, Lot 1; Block 287, Lots 1.01, 2.01 and 57; Block 289, Lots 1 and 60; Block 291, Lots 2, 3.01, 5 and 60; Block 295, Lots 31, 34, 37, 41, 43, 44, 47, 51, 55 and 61.01; Block 313, Lots 1, 4.01, 8, 10, 23, 27 and 27.01; Block 314, Lots 1, 3, 5, 9, 11, 14.01, 18, 20, 23, 25, 27, 29, 29.01, 31 and 63; Block 315, Lot 1; Block 316, Lots 1, 2, 6, 9.01 and 10; Block 317, Lots 3, 7 and 14.01; Block 318, Lots 1, 1.01, 4.01, 7, 10, 11, 13, 16, 19, 38.01, 43, 44, 48 and 50; Block 319, Lots 1, 6, 13, 14, 18, 19, 23, 24, 26, 28, 30, 36, 37, 38, 39, 45 and 47; Block 333.02, Lots 7 and 8; Block 339, Lots 1, 7.01, 7.02, 13.01 and 13.02; Block 343, Lots 14, 14.01 and 15; and Block 371.01, Lot 5.01, as shown on the Tax Map of the Borough (the "Phase 2 Study Area"), constitutes an "area in need of non-condemnation redevelopment" in accordance with the criteria set forth in N.J.S.A. 40A:12A-5; and

**WHEREAS**, on April 9, 2014, the Planning Board authorized Paul N. Ricci, P.P., Lic. No. L1005570 (the "Planning Consultant") to conduct an investigation to determine whether the Phase 2 Study Area, or any portion thereof, constitutes an area in need of non-condemnation redevelopment in accordance with the Redevelopment Law, and to prepare a preliminary investigation report of the Study Area (the "Phase 2 Study"); and

**WHEREAS**, the Planning Consultant prepared the Study, titled "Redevelopment Study and Preliminary Investigation Report Lincoln Boulevard – Phase 2", dated August 7, 2014, which details the findings and recommendations relevant to whether the Phase 2 Study Area should be designated as an area in need of non-condemnation redevelopment, as well as a map of the Phase 2 Study Area; and

**WHEREAS**, the Redevelopment Law requires the Planning Board to conduct a public hearing prior to making its determination whether the Study Area should be designated as an area in need of non-condemnation redevelopment, at which hearing the Planning Board shall hear all persons who are interested in or would be affected by a determination that the Study Area is a redevelopment area; and

**WHEREAS**, the Redevelopment Law further requires the Planning Board, prior to conducting such public hearing, to publish notice of the hearing in a newspaper of general circulation in the municipality once each week for two consecutive weeks, with the last publication made not less than ten (10) days prior to such public hearing; and

**WHEREAS**, the Redevelopment Law further requires such notice to be mailed at least ten days prior to such public hearing to the last owner(s) of the relevant property(ies) and interested parties according to the Borough's assessment records; and

**WHEREAS**, the Planning Board caused the aforementioned notices to be published in the Borough official newspaper, and provided notice to the affected property owners and interested parties in accordance with the Redevelopment Law; and

**WHEREAS**, on September 10, 2014, at the time and date of the noticed public hearing, the Planning Consultant, being sworn and qualified as an expert in professional planning, made a presentation of the Phase 2 Study to the Planning Board; and

**WHEREAS**, in addition to the presentation of the Planning Consultant, at the public hearing the Planning Board heard testimony and evidence from members of the public, who also were given an opportunity to cross-examine the Planning Consultant and address questions to the Planning Board concerning the potential designation of the Phase 2 Study Area as an area in need of non-condemnation redevelopment; and

**WHEREAS**, the Planning Consultant concluded that the Study Area satisfies the criteria (a), (c), (d) and (h) of the Redevelopment Law, N.J.S.A. 40A:12A-5, and that the Study Area is an area in need of non-condemnation redevelopment; and

**WHEREAS**, the Planning Board did not receive any written comments or objections to the Phase 2 Study prior to or during the public hearing on September 10, 2014; and

**WHEREAS**, at the conclusion of the public hearing, the Planning Board found that the Planning Consultant's conclusions in the Phase 2 Study and his testimony provide substantial evidence to support the findings that the Study Area satisfies criteria (a), (c), (d) and (h) of the Redevelopment Law, N.J.S.A. 40A:12A-5, that the public questions and comments did not erode the Planning Consultant's testimony or conclusions, and that the collective designation of the Phase 2 Study Area as an area in need of non-condemnation redevelopment is necessary for the effective redevelopment of the Study Area; and

**WHEREAS**, by a vote of 8 to 0, the Planning Board unanimously voted to recommend that the Borough Council of the Borough of Middlesex find that the Phase 2 Study Area be designated a an area in need of non-condemnation redevelopment meeting criteria (a), (c), (d) and (h) of the Redevelopment Law, N.J.S.A. 40A:12A-5; and



**WHEREAS**, on October 8, 2014, the Planning Board adopted a Resolution memorializing the decision made on September 10, 2014; and

**WHEREAS**, the Planning Board submitted the memorializing Resolution, along with a copy of the Phase 2 Study and all exhibits presented at the September 10, 2014 public hearing to the Borough Clerk for distribution to the Mayor and Council for consideration thereof; and

**WHEREAS**, after review and consideration of the Planning Board's recommendation, including all documents submitted therewith, the Borough Council agrees with the conclusion of the Planning Board that the Phase 2 Study Area meets the aforementioned criteria for a non-condemnation redevelopment area designation, and the Borough Council finds that such conclusion is supported by substantial evidence; and

**WHEREAS**, the Borough Council further agrees with the recommendation of the Planning Board that the Phase 2 Study Area, collectively, be designated as an area in need of non-condemnation redevelopment pursuant to the Redevelopment Law, and

**WHEREAS**, the Borough Council now desires to designate the Phase 2 Study Area, collectively, as an area in need of non-condemnation redevelopment for the effective redevelopment of the Phase 2 Study Area, pursuant to N.J.S.A. 40A:12A-6; and

**WHEREAS**, the Borough Council further desires to authorize and direct the Planning Consultant work with the Borough Council to prepare a redevelopment plan for the Phase 2 Study Area and present same to the entire Borough Council pursuant to N.J.S.A. 40A:12A-7f.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Middlesex, in the County of Middlesex, and State of New Jersey, as follows:

1. The aforementioned recitals, including the Phase 2 Study and exhibits presented at the September 10, 2014 public hearing before the Planning Board are incorporated herein as though fully set forth at length.

2. The Borough Council hereby designates the Phase 2 Study Area as an area in need of non-condemnation redevelopment pursuant to N.J.S.A. 40A:12A-6, satisfying criteria (a), (c), (d) and (h) of the Redevelopment Law, N.J.S.A. 40A:12A-5.

3. The Planning Consultant work with the Borough Council to prepare a redevelopment plan for the Phase 2 Study Area (to be hereinafter referred to as the Redevelopment Area), and present same to the entire Borough Council pursuant to N.J.S.A. 40A:12A-7f.

4. The Clerk of the Borough shall forward a copy of this Resolution to the Commissioner of the New Jersey Department of Community Affairs for review and approval by regular and certified mail (return receipt requested).

5. The Borough Clerk shall, within ten (10) days after the Council determination, serve upon all record owners of property located within the Phase 2 Study Area or Redevelopment Area, those whose names are listed on the Tax Assessor's records as interested parties, and upon each person who filed a written objection to the Study to the address listed on the written submission.

**BE IT FURTHER RESOLVED** that this Resolution shall take effect pursuant to law.

Councilman Schueler made a motion for adoption of Resolution #253-14 seconded by Councilman Dotey and carried by the following roll call vote: Ayes: Dotey, Jenkins, Kaplan, Schueler, and Tackach. Nos: Greco. Abstain: None.

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The Borough Clerk read Ordinance No. 1861-14 by title saying it had been posted on the bulletin board and made available for any person who wanted a copy.

**ORDINANCE NO. 1861-14**

**AN ORDINANCE AMENDING THE CODE OF THE BOROUGH OF MIDDLESEX, COUNTY OF MIDDLESEX, NEW JERSEY, CHAPTER 407, ARTICLE XI, SECTION 407-33 VEHICLES AND TRAFFIC**

**WHEREAS**, pursuant to N.J.S.A. 40:48-1, the governing body of a municipality may make, amend, repeal, and enforce ordinances to manage regulate and control the finances and property of the municipality; and

**NOW, THEREFORE, BE IT ORDAINED** by the Governing Body of the Borough of Middlesex, County of Middlesex, State of New Jersey as follows:

**SECTION ONE.** . Section 407-33 is hereby repealed in its entirety and replaced as follows:

**407-33 Turn Prohibitions**

(1) No left turn from the Middlesex Shopping Center exits along Route 28 in Middlesex Borough, said highway being known as Bound Brook road and Union Avenue, shall be made except at the traffic light exit.

(2) No left turn on Valentine Street at Route NJ 28 Northbound on Valentine Street to Westbound on Route NJ 28 from 7:00 a.m. to 9:00 a.m. and 2:00 p.m. to 4:00 p.m. Monday to Friday when school is in session

(3) No Left turn on Vail Street at Route NJ 28 Northbound on Vail Street to Westbound on Route NJ 28 from 7:00 a.m. to 9:00 a.m. and 2:00 p.m. to 4:00 p.m. Monday to Friday when school is in session.

**SECTION TWO.** All ordinances or parts of ordinances in conflict or inconsistent with any part of this Ordinance are hereby repealed to the extent that they are in such conflict or inconsistent.

**SECTION THREE.** This Ordinance may be renumbered for codification purposes.

**SECTION FOUR.** In the event that any section, part or provision of this Ordinance shall be held to be unenforceable or invalid by any court, such holding shall not affect the validity of this Ordinance as a whole, or any part thereof, other than the part so held unenforceable or invalid.

**SECTION FIVE.** The ordinance shall take effect immediately upon final adoption and publication in accordance with the laws of the State of New Jersey.

Mayor Dobies opened the hearing on Ordinance No. 1861-14. Seeing that there was no public participation, Mayor Dobies closed the public hearing on Ordinance No. 1861-14.

Councilman Kaplan made a motion for adoption seconded by Councilwoman Jenkins and carried by the following roll call vote: Ayes: Dotey, Greco, Dotey, Jenkins, Schueler and Tackach. Nos.: None. Abstain: None.

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The Borough Clerk read Ordinance No. 1862-14 by title saying it had been posted on the bulletin board and made available for any person who wanted a copy.

### **ORDINANCE NO. 1862-14**

#### **AN ORDINANCE AMENDING THE CODE OF THE BOROUGH OF MIDDLESEX, COUNTY OF MIDDLESEX, NEW JERSEY, CHAPTER 318, PROPERTY, ABANDONED, ARTICLE I REGISTRATION OF ABANDONED PROPERTIES, SECTION 318-7 FEES**

**WHEREAS**, pursuant to N.J.S.A. 40:48-1, the governing body of a municipality may make, amend, repeal, and enforce ordinances to manage regulate and control the finances and property of the municipality; and

**NOW, THEREFORE, BE IT ORDAINED** by the Governing Body of the Borough of Middlesex, County of Middlesex, State of New Jersey as follows:

**SECTION ONE.** The Code of the Borough of Middlesex, Middlesex County, New Jersey is hereby amended to the following:

#### **ARTICLE I: Registration of Abandoned Properties 318-7 Fees**

The fee for registering an abandoned property shall be \$500 paid annually or when any registration information changes.

**SECTION TWO.** All ordinances or parts of ordinances in conflict or inconsistent with any part of this Ordinance are hereby repealed to the extent that they are in such conflict or inconsistent.

**SECTION THREE.** This Ordinance may be renumbered for codification purposes.

**SECTION FOUR.** In the event that any section, part or provision of this Ordinance shall be held to be unenforceable or invalid by any court, such holding shall not affect the validity of this Ordinance as a whole, or any part thereof, other than the part so held unenforceable or invalid.

**SECTION FIVE.** This Ordinance shall take effect 20 days after passage and publication as provided by law.

Mayor Dobies opened the Public Hearing on Ordinance No. 1862-14. Seeing that there was no public participation, Mayor Dobies closed the public hearing on Ordinance No. 1862-14.

Councilman Schueler made a motion for adoption seconded by Councilwoman Jenkins and carried by the following roll call vote: Ayes: Dotey, Greco, Kaplan, Jenkins, Schueler and Tackach. Nos.: None. Abstain: None.

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The Borough Clerk read Ordinance No. 1863-14 by title saying it had been posted on the bulletin board and made available for any person who wanted a copy.

#### **ORDINANCE NO. 1863-14**

### **AN ORDINANCE OF THE BOROUGH OF MIDDLESEX, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY AMENDING THE CODES OF THE BOROUGH OF MIDDLESEX, CHAPTER 320, LANDLORD REGISTRATION, SECTION 320-1 REGISTRATION AND LICENSE APPLICATION**

**WHEREAS**, pursuant to N.J.S.A. 40:48-1, the governing body of a municipality may make, amend, repeal, and enforce ordinances to manage regulate and control the finances and property of the municipality; and

**NOW, THEREFORE, BE IT ORDAINED** by the Governing Body of the Borough of Middlesex, County of Middlesex, State of New Jersey as follows:

SECTION ONE. The Code of the Borough of Middlesex, Middlesex County, New Jersey is hereby amended to the following:

#### **320-1 Registration and License Application**

- C. Upon the filing of a completed registration form, payment of the prescribed fee, and, if deemed necessary in the judgment of the Zoning Officer or his/her designee, a satisfactory inspection, the owner shall be entitled to the issuance of a license commencing on the date of issuance and expiring on February 1<sup>st</sup>. All rental units must nevertheless be registered, inspected and licensed in accordance with this Ordinance. No rental unit shall hereafter be rented unless the rental unit is registered and licensed in accordance with this Ordinance. A registration form shall be required for each rental unit, and a license shall be issued to the owner for each rental unit, even if more than one (1) rental unit is contained within the property.

SECTION TWO. All ordinances or parts of ordinances in conflict or inconsistent with any part of this Ordinance are hereby repealed to the extent that they are in such conflict or inconsistent.

SECTION THREE. This Ordinance may be renumbered for codification purposes.

SECTION FOUR. In the event that any section, part or provision of this Ordinance shall be held to be unenforceable or invalid by any court, such holding shall not affect the validity of this Ordinance as a whole, or any part thereof, other than the part so held unenforceable or invalid.

SECTION FIVE. This Ordinance shall take effect 20 days after passage and publication as provided by law.

Mayor Dobies opened the public hearing on Ordinance No. 1863-14.

John Hoffman, 455 Lincoln Boulevard indicated that he is concerned with the wording of the ordinance because it is up to the inspector if there is an inspection or not.

Seeing that there was no further public participation, Mayor Dobies closed the public hearing on Ordinance No. 1863-14.

Councilman Kaplan made a motion for adoption seconded by Councilman Schueler and carried by the following roll call vote: Ayes: Greco, Dotey, Jenkins, Kaplan, Schueler and Tackach. Nos.: None. Abstain: None.

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### **NEW BUSINESS**

The Borough Clerk read Ordinance No. 1864-14 for introduction.

### **ORDINANCE NO. 1864-14**

#### **AN ORDINANCE OF THE BOROUGH OF MIDDLESEX, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY AMENDING THE CODES OF THE BOROUGH OF MIDDLESEX CHAPTER 420-54, GB, GENERAL BUSINESS DISTRICT**

**WHEREAS**, the Municipal Land Use Law of the State of New Jersey, N.J.S.A. 40:55D-1, et seq., grants to municipalities the power to adopt a zoning ordinance relating to the nature and extent of the uses of lands, buildings and structures thereon;

**NOW, THEREFORE, BE IT ORDAINED** by the Governing Body of the Borough of Middlesex, County of Middlesex, State of New Jersey as follows:

**SECTION ONE.** The Code of the Borough of Middlesex, Middlesex County, New Jersey Section 420-54 is hereby amended as follows to include Section 420-54.A.(1)(j):

#### **420-54 General Business District.**

A. Permitted principal uses. No building, structure or premises shall be erected, structurally altered or used except for the following uses:

- (1) Retail shopping facilities and service establishments where commodities are sold or services provided primarily for a local market, such as:

(j) Establishments where massage is offered only when in conjunction with other licensed medical or licensed beautification services

**SECTION TWO.** All ordinances or parts of ordinances in conflict or inconsistent with any part of this Ordinance are hereby repealed to the extent that they are in such conflict or inconsistent.

**SECTION THREE.** This Ordinance may be renumbered for codification purposes.

SECTION FOUR. In the event that any section, part or provision of this Ordinance shall be held to be unenforceable or invalid by any court, such holding shall not affect the validity of this Ordinance as a whole, or any part thereof, other than the part so held unenforceable or invalid.

SECTION FIVE. This Ordinance shall take effect 20 days after passage and publication as provided by law.

Councilman Kaplan made a motion for introduction seconded by Councilman Schueler and carried by the following roll call vote: Ayes: Greco, Dotey, Jenkins, Kaplan, Schueler and Tackach. Nos.: None. Abstain: None.

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### **ADOPTION OF MINUTES**

Councilman Schueler made a motion to approve the September 23, 2014 Regular Meeting Minutes & Executive Session Minutes seconded by Councilman Dotey and carried by the following roll call vote: Ayes: Dotey, Greco, Jenkins, Schueler and Tackach. No: None. Abstain: Kaplan.

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### **REPORTS – STANDING COMMITTEES:**

1. Finance/Taxation/Real Estate/Construction Official/Insurance
  - A. Update on Freezing the Budget – Council President Kaplan indicated that the Finance Committee has been reviewing purchase orders and has lowered some fees, reduced blanket purchase orders and put a freeze on overtime.
  - B. Council President Kaplan had a productive meeting with Rich Malt and will be meeting next week with the business association.
2. Recreation/Recreation Fields/Water & Light
  - A. Councilman Greco reported that the 6<sup>th</sup> annual Family Fall Festival was held on Sunday, October 12<sup>th</sup> and a nice time was had by all.
  - B. Swim Pool Project – Councilman Greco reported that demolition continues at the pool and they are waiting on the permits.
3. Fire/OEM/Board of Health/Rescue Squad/Flood
  - A. Councilman Dotey reported that the rabies clinic is scheduled for November 1, 2014 at the DPW Garage.
  - B. Councilman Dotey stated that last week the fire department recognized fire prevention week.
4. Public Works/Parks/Sanitation/Recycling
  - A. Councilman Schueler reported an update on the stream cleaning by the DPW in the Warrenville Road area and flood lanes off Cap Lane, including the fall outs, all three brooks and the dead ends of 7<sup>th</sup>, 6<sup>th</sup> and 4<sup>th</sup> and are now working on areas by West 2<sup>nd</sup>.

- B. Councilman Schueler discussed the road repair by Madison and Route 28. The lot between 2<sup>nd</sup> and 3<sup>rd</sup> has been cleared to make it a maintainable lot. Also, the DPW has planted a new Christmas Tree out in front of the Administrative Building. DPW has maintained the area adjoining the PARSA property, retrofitted manhole covers and catch basins. Approximately 500 of the basins have been cleaned (1/3 of all of them). Also, the DPW is working on the remaining street signs, which have been mandated by the State.
  - C. Councilman Schueler mentioned that the Briner and the snow removal equipment has been ordered, which was included in the capital budget, in preparation for the winter season. We have received one order of ice melt and another is on order. We are at capacity for road salt with money in budget for one more load of 30 tons.
  - D. Councilman Schueler indicated that we received 2 quotes for the repair of the roof for the boat house. The engineer is expecting 2 – 3 more.
  - E. Councilman Schueler mentioned that the Planning Board discussed the proposal of allowing trailers in the industrial and high industrial zone. This will be a recommendation from the board as to the issue of if it goes against the master plan.
  - F. Councilman Schueler mentioned that the Planning Board sent Resolution 2014-02 which is a recommendation to the Council certifying that certain properties be designation as an area in need of non-condemnation redevelopment.
  - G. This evening we introduced an ordinance to limit the permitting of massage parlors, so that it only allows massage parlors that have a licensed medical or licensed beautification service included.
- 5. Police/Legal/Code Enforcement/Construction/Municipal Court
    - A. Councilwoman Jenkins made a motion to approve the August, 2014 Police Report seconded by Councilman Schueler and carried by a unanimous vote of Council.
  - 6. Administration/Department of Senior Services/Legislation/Licensing – Nothing to Report
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## **REPORTS**

### Mayor

- 1. Donation of Land – 140 Union Avenue – Mayor Dobies received a letter regarding the donation of property east of Beechwood Heights Fire Department. The Mayor forwarded a letter to council recommending denying this request based on what has been done on this property and also the loss of \$3,400 in tax dollars. Also, if we were to acquire this property an environmental assessment would need to be done. Mayor Dobies directed

the Borough Clerk to send a letter to this property owner that the borough is not interested in this donation.

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The Borough Clerk read the following resolution:

BE IT RESOLVED by the Mayor and Council of the Borough of Middlesex that:

**Consent Agenda 2014(S)**

**WHEREAS**, the Mayor and Council of the Borough of Middlesex has reviewed the Consent Agenda consisting of various proposed resolutions; and

**WHEREAS**, the Mayor and Council of the Borough of Middlesex is desirous of removing Resolution #239-14, Resolution #242-14 and Resolution #253-14 from this Consent Agenda.

**NOW THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Borough of Middlesex, County of Middlesex, State of New Jersey that the following resolutions on the Consent Agenda are hereby approved and adopted.

Resolution #243-14 – Resolution #252-14

Councilman Schueler made a motion for approval seconded by Councilman Greco and carried by the following roll call vote: Ayes: Dotey, Greco, Jenkins, Kaplan, Schueler and Tackach. Nos.: None. Abstain: None.

Council President Kaplan asked that Resolution #242-14 be tabled and placed in Executive Session for further discussion, seconded by Councilman Schueler and carried by a unanimous vote of council. Action may be taken after the Executive Session.

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The Borough Clerk read the following resolution:

**BE IT RESOLVED** by the Mayor and Council of the Borough of Middlesex that:

**Resolution #243-14**

The Tax Collector is hereby authorized to refund 2014 property taxes in the amount of \$1,203.90 and to cancel 1<sup>st</sup> & 2<sup>nd</sup> quarter 2015 property taxes in the amount of \$601.95 on Block 14, Lot 40, Fairfield Avenue. This property was combined with Block 14, Lot 37.01, 124 Fairfield Avenue and is based on a 2014 Assessor correction.

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The Borough Clerk read the following resolution:

**BE IT RESOLVED** by the Mayor and Council of the Borough of Middlesex that:



### **Resolution #244-14**

**WHEREAS**, Allied Construction Group, Inc. was awarded the contract for the Bound Brook Pump Station Improvements on July 23, 2013 in the amount of \$184,400.00; and

**WHEREAS**, Change Order #1, is for \$21,373.52 for modifications and adjustments to the contract for various items and which bring the total contract amount for this project to \$205,773.52; and

**NOW THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Borough of Middlesex, County of Middlesex, State of New Jersey that the following change order is hereby approved.

Original Contract Sum:	\$184,400.00
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Change Order #1	\$ 21,373.52
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<b>NEW CONTRACT SUM:</b>	<b>\$205,773.52</b>
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**NOW FURTHER BE IT RESOLVED** that the Treasurer hereby certifies that the funds in the amount of \$205,773.52 are available in Account No. 04-1611-00-1611-60.

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The Borough Clerk read the following resolution:

**BE IT RESOLVED** by the Mayor and Council of the Borough of Middlesex that:

### **Resolution #245-14**

#### **RESOLUTION AUTHORIZING STATE CONTRACT PURCHASE FOR (2) LAPTOP AC ADAPTERS**

**WHEREAS**, the Governing Body of the Borough of Middlesex wishes to purchase (2) Laptop AC Adapters from an authorized vendor under the State of New Jersey Cooperative Purchasing Program; and

**WHEREAS**, the purchase of goods and services by local contracting units is authorized by the Local Contracts Law, 40A:11-12; and

**WHEREAS**, Dell Marketing LP Software is under State Contract No. 70256 for the year 2014; and

**WHEREAS**, the cost for the purchase of (2) Laptop AC Adapters is \$123.88; and

**NOW, THEREFORE BE IT RESOLVED** by the Mayor and Borough Council that the purchase of (2) Laptop AC Adapters is ordered under State Contract No. 70256 be and is hereby approved.

The Treasurer hereby certifies that the funds in the amount \$123.88 is available in Account No. 01-2010-20-1401-050.

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*The Borough Clerk read the following resolution:*

**BE IT RESOLVED** by the Mayor and Council of the Borough of Middlesex that:

**Resolution #246-14**

**WHEREAS**, Police Officer James Dolinski is eligible for advancement in grade pursuant to Article XV of the Police Department Ordinance; and

**WHEREAS**, On October 1, 2014 Chief Young recommended Police Officer James Dolinski be advanced in grade.

**NOW THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Borough of Middlesex, County of Middlesex, State of New Jersey that Police Officer James Dolinski be and is hereby advanced in grade to Patrolman Class "B" effective October 24, 2014 at an annual salary \$90,292.

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The Borough Clerk read the following resolution:

**BE IT RESOLVED** by the Mayor and Council of the Borough of Middlesex that:

**Resolution #247-14**

**WHEREAS**, Remington, Vernick & Vena Engineers, Inc. has provided a proposal dated June 5, 2014 for the Design, Inspection and Construction Administration Services for Marlborough Avenue; and

**WHEREAS**, Remington, Vernick & Vena Engineers, Inc. is prepared to proceed for a fee of \$32,000 in accordance with their 2014 contractual professional services.

**NOW THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Borough of Middlesex, County of Middlesex, and State of New Jersey that:

1. The Governing Body hereby approves the proposal by Remington, Vernick & Vena Engineers, Inc. for the proposal dated June 5, 2014 for the Design, Inspection and Construction Administration Services for Marlborough Avenue in the amount of \$32,000.
2. This resolution shall take effect immediately.

**NOW, FURTHER BE IT RESOLVED**, that the Treasurer hereby certifies that funds in the amount of \$32,000.00 is available in Account No. 04-1857-00-1857-52.

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The Borough Clerk read the following resolution:

**BE IT RESOLVED** by the Mayor and Council of the Borough of Middlesex that:

**Resolution #248-14**

Rob Klein is hereby appointed as Building Sub-Code Official/Building Inspector for 12 hours per week (2 evenings during the week 4 hours per night and four hours on Saturday) @ \$33.00/hr. commencing on October 15, 2014, pending a satisfactory background check.

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The Borough Clerk read the following resolution:

**BE IT RESOLVED** by the Mayor and Council of the Borough of Middlesex that:

**Resolution #249-14**

Anthony Alfano is hereby appointed as the Construction Official for 10 hours per week and as Building Inspector for 2 hour per week @ \$35.00/hr. commencing on October 15, 2014, pending a satisfactory background check.

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The Borough Clerk read the following resolution:

**BE IT RESOLVED** by the Mayor and Council of the Borough of Middlesex that:

**Resolution #250-14**

**A RESOLUTION CONSENTING  
TO THE PROPOSED WATER QUALITY MANAGEMENT (WQM) PLAN AMENDMENT  
ENTITLED: FUTURE WASTEWATER SERVICE AREA (FWSA) MAP FOR  
MIDDLESEX COUNTY, NEW JERSEY**

**WHEREAS**, the Middlesex County Board of Chosen Freeholders desire to provide for the orderly development of wastewater facilities within Middlesex County; and

**WHEREAS**, the New Jersey Department of Environmental Protection (NJDEP) requires that proposed wastewater treatment and conveyance facilities and wastewater treatment service areas, as well as related subjects, be in conformance with an approved WQM plan; and

**WHEREAS**, the NJDEP has established the WQM plan amendment procedure as the method of incorporating unplanned facilities into a WQM plan; and

**WHEREAS**, a proposed WQM plan amendment noticed in the New Jersey Register on October 20, 2014 for the Future Wastewater Service Area (FWSA) map has been prepared by the Middlesex County Office of Planning;

**NOW, THEREFORE, BE IT RESOLVED** on this 14<sup>th</sup> day of October, 2014, by the Governing Body of the Borough of Middlesex that:

1. The Borough of Middlesex hereby consents to the amendment entitled Future Wastewater Service Area (FWSA) Map, and publicly noticed on October 20, 2014, prepared by the Middlesex County Office of Planning, for the purpose of its incorporation into the applicable WQM plan(s).
2. This consent shall be submitted to the NJDEP in accordance with N.J.A.C. 7:15-3.4 and to the Middlesex County Office of Planning, Division of Comprehensive Planning and the Environment.

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The Borough Clerk read the following resolution:

**BE IT RESOLVED** by the Mayor and Council of the Borough of Middlesex that:

**Resolution #251-14**

**RESOLUTION AUTHORIZING STATE CONTRACT  
PURCHASE OF SPARE/REPLACEMENT BATTERIES FOR  
POLICE & OEM PORTABLE RADIOS**

**WHEREAS**, the Governing Body of the Borough of Middlesex wishes to purchase spare/replacement batteries for Police and OEM portable radios from an authorized vendor under the State of New Jersey Cooperative Purchasing Program; and

**WHEREAS**, the purchase of goods and services by local contracting units is authorized by the Local Contracts Law, 40A:11-12; and

**WHEREAS**, Motorola Solutions, Inc. is under State Contract No. 83909 for the year 2014; and

**WHEREAS**, the cost for the purchase of spare/replacement batteries is \$2,592.00; and

**NOW, THEREFORE BE IT RESOLVED** by the Mayor and Borough Council that the purchase of spare/replacement batteries for Police and OEM portable radios is ordered under State Contract No. 83909 be and is hereby approved.

The Treasurer hereby certifies that the funds in the amount of \$2,592.00 are available in Account No. 04-1797-00-1797-86.

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The Borough Clerk read the following resolution:

**BE IT RESOLVED** by the Mayor and Council of the Borough of Middlesex that:

**Resolution #252-14**

**APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT CONTRACT  
WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE SOUTH  
AVENUE RECONSTRUCTION PROJECT**

**NOW, THEREFORE, BE IT RESOLVED** that Council of Middlesex Borough formally approves the grant application for the above stated project.

**BE IT FURTHER RESOLVED** that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2015-Middlesex Borough-00569 to the New Jersey Department of Transportation on behalf of Middlesex Borough.

**BE IT FURTHER RESOLVED** that Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of Middlesex Borough and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

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The Borough Clerk read the following resolution:

**BE IT RESOLVED** by the Mayor and Council of the Borough of Middlesex that:

**Resolution #254-14**

THE DISBURSING OFFICERS BE AND THEY ARE HEREBY AUTHORIZED TO PAY THE ATTACHED CLAIM LIST AS PRESENTED, IF FOUND CORRECT, AND APPROVED BY THE FINANCE COMMITTEE. EXCLUDED VOUCHERS MAY BE PAID UPON BEING FOUND ACCEPTABLE.

Councilman Schueler made a motion for approval, seconded by Councilwoman Tackach and carried by the following roll call vote: Ayes: Dotey, Greco, Jenkins, Kaplan, Schueler, and Tackach. Nos: None. Abstain: None.

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**DISCUSSION ON AGENDA WORKSHOP ITEMS**

1. Best Practices Inventory – Mayor Dobies worked with the Temporary CFO and discussed the Best Practices Inventory and indicated that the borough has met their required obligations.
  2. Group Picture – A photographer will take a picture of council at the November 18, 2014 Regular Meeting.
  3. Procedure for Media Inquiries – Any press should be referred to Mayor Dobies to handle, as he is the authorized borough representative.
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**PUBLIC COMMENTS**

Mayor Dobies opened the Public Portion of the meeting for any comments.

John Madden, 103 Rock Lane discussed (1) The results of water testing done at the Landfill; (2) When the Nizioi house will be raised.; (3) If Middlesex County Board of Health provided resources to the borough relating to the Ebola epidemic and if we are prepared from a health standpoint; and (4) Requested if a County representative should address council or the Board of Health regarding Ebola.

Tom Harrity, 107 Ramsey Road indicated that the State Department of Health supplied information that will be put on the borough website regarding Ebola and the Enterovirus D68. The schools have also sent out information to the parents.

John Ellery representing the business community thanked Mayor Dobies, DPW Supervisor Bob Teutsch and the DPW for assisting the Business Community in the renovations of the high school snack bar and bathrooms.

John Hoffman, 455 Lincoln Boulevard discussed (1) Drilling that was going on Voorhees Avenue and Mountain Avenue; (2) Traffic safety measures being taken at the schools; (3) Request to have Police look into residents trying to avoid traffic light in the Parker School area; (4) Request to address pedestrian safety on Lincoln Boulevard; and (5) The developer's attorney for 150 Lincoln Boulevard.

A representative of U.S. PIRG attended the meeting and requested Council sponsor legislation to empower small donors and support a constitutional amendment to overturn Citizens United. Mayor Dobies indicated that if council was favorable, a resolution would be put on the October 28, 2014 Meeting.

Mayor Dobies addressed all other questions from the Public. Seeing that there was no further public participation, Mayor Dobies closed the public portion of the meeting.

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The Borough Clerk read the following resolution:

**BE IT RESOLVED** by the Mayor and Council of the Borough of Middlesex that:

**Resolution #255-14**

**WHEREAS**, N.J.S.A. 10:4-12 allows for a Public Body to go into closed session during a Public Meeting; and

**WHEREAS**, the Governing Body of the Borough of Middlesex has deemed it necessary to go into closed session to discuss certain matters which are exempted from the Public; and

**WHEREAS**, the regular meeting of this Governing Body will reconvene.

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the Borough of Middlesex will go into closed session for the following reason listed below as outlined in N.J.S.A. 10:4-12

and the minutes will be kept, and once the matter involving the confidentiality of the items no longer require confidentiality, the minutes can be made public.

1. Negotiations – DPW, Police, White Collar
2. CFO – Review of certain candidates

Council President Kaplan made a motion for approval seconded by Councilman Schueler and carried by the following roll call vote: Ayes: Dotey, Greco, Jenkins, Kaplan, Schueler, and Tackach. No: None. Abstain: None.

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Councilman Greco moved to reconvene the Regular Meeting seconded by Councilman Schueler and carried by the following roll call vote.

**ROLL CALL**

Mayor	Ronald Dobies
Council President	Sean Kaplan
	Kevin Dotey
	Stephen Greco
	Patricia Jenkins
	Bob Schueler
	Michele Tackach

Attorney: Jerome Solomon

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The Borough Clerk read the following resolution:

**BE IT RESOLVED** by the Mayor and Council of the Borough of Middlesex that:

**Resolution #242-14**

**WHEREAS**, the Mayor and Council has the sole discretion to fix and determine the salaries and compensation of the officers and employees of the Borough of Middlesex.

**NOW THEREFORE BE IT RESOLVED** by the Mayor and Council of the Borough of Middlesex, County of Middlesex, State of New Jersey that the following salaries and rates of compensation for the year 2014 be hereby fixed respectively as follow:

<b><u>Title</u></b>	<b><u>2014 Salary</u></b>
Court Administrator	\$ 58,862
Borough Clerk	\$ 74,151
Deputy Borough Clerk	\$ 49,509
Tax Collector	\$ 62,123
Police Chief	\$ 149,085
DPW Supervisor	\$ 84,045
Recreation Director	\$ 60,370
Zoning Officer/Code Enforcer(PT)	\$ 26,857
Assessor (PT)	\$ 32,228
Director – Office on Aging	\$ 44,824

Councilwoman Tackach made a motion for approval seconded by Councilman Dotey and carried by the following roll call vote: Ayes: Dotey, Greco, Jenkins and Tackach. Nos.: Kaplan and Schueler. Abstain: None.

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**ADJOURNMENT**

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Councilman Schueler made a motion to adjourn the Regular Meeting seconded by Councilman Greco and carried by a unanimous vote of members present.

Respectfully yours,

Kathleen Anello, RMC  
Borough Clerk